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IN THE UNITED STATES DISTRICT COURT FOR  
THE MIDDLE DISTRICT OF ALABAMA

ALONZO AUSTIN, Executor, Ant  
RUTH H. LEWIS, Estate  
Plaintiff(S)

VS.

MODERN WIDMEX OF AMERICA  
et al,  
Defendant(S)

CIVIL ACTION NO  
3:07-CV-138-MHT-WC

DEBIA P. HACKETT, CLERK  
U.S. DISTRICT COURT  
MIDDLE DISTRICT ALA

2007 APR 10 P 12: 11

RECEIVED

Plaintiff(S) Motion for Summary Judgment, in response  
to Defendant(S) Motion to DISMISS.

Plaintiff(S) Pursuant to RULE 56, of the Federal Rules of Civil Procedure, Moves the court to enter Summary Judgment, for the Plaintiff(S), on the grounds that there is no genuine issue as to any material fact, and the Plaintiff(S), is entitled to Judgment, as a matter of Law.

In Support of this motion Plaintiff(S) refers to the record in this action, including the Complaint the Answer to it and Plaintiff(S) attached Affidavit and Exhibit's "A", "B" & "C" by <sup>Alonzo Austin pro Se</sup> ~~Alonzo Austin pro Se~~  
ALONZO AUSTIN

Address: 1321 Oliver - Carlis Rd, Tuskegee, AL 36083, Ph: (334) 727-5476

IN THE UNITED STATE DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF ALABAMA

RECEIVED

2007 APR 10 P 12:37

DEBRA P. HACKETT, CLK.  
U.S. DISTRICT COURT  
MIDDLE DISTRICT ALA

ALONZO AUSTIN, Executor for )  
RUTH H. LEWIS, Estate )  
Plaintiff(s) )

VS.

MODERN WOODMEN OF AMERICA )  
et al, )  
Defendant(s) )

CIVIL ACTION NO.

3:07-CV-138-MHT-WC

Affidavit in Support of Motion for Summary Judgment

STATE OF ALABAMA ) ss.

COUNTY OF MACON )

ALONZO AUSTIN who, being First duly Sworn,  
deposes and says:

1. I am ALONZO AUSTIN, and Have personal  
knowledge of the facts set forth.

This affidavit is Submitted in Support of the  
Plaintiff(s) Motion for Summary Judgment, for  
the purpose of Showing that there is in this  
action no genuine issue as to any Material fact  
and that the Plaintiff(s) is entitled to Judgment  
as a matter of Law. As issue is Constitutional  
in Nature.

1 of 2

2. THE Defendant(S) Regions Bank and Plaintiff(S) ("have one Thing in Common") Namely Plaintiff(S) 1992 Buick Skylark GS, VIN# 1G4NM14N0NC620001, the same Vehicle that Circuit Judge, OF MACON COUNTY ALABAMA, HOWARD F. BRYAN, Divested Plaintiff(S), OFF When Plaintiff(S) refused to Obey his Order to return Title ~~Back~~ to RUTHAN-Lewis Estate. Pursuant to ALABAMA Rule OF CIVIL Procedure 70, on or near March 22, 1997.

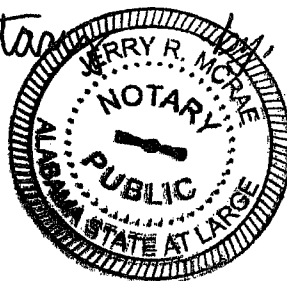
3. Plaintiff(S) Learned From A Certified History Report payed for by Same and dated 1/24/97 See attached as exhibit "A" From THE STATE OF ALABAMA, DEPARTMENT OF REVENUE, MOTOR VEHICLE DIVISION, LIEN, Date 06 28 96 TITLE# 200 77109. OWNER: PATRICK, SAMUEL, LIEN HOLDER NAME: FIRST ALABAMA BANK OF MONTGOMERY ADDRESS: P.O. Box 511, AL. ZIP: 36101

4. See also Attached exhibit "B" Reference: MERGER/NAME CHANGE, Please see Comment Section of this Document wherein Plaintiffs Learned of THE Defendant(S) involvement into the Purchasing and Placing of A LIEN ON VEHICLE.

2 OF 2

5. Plaintiff(S) VEHICLE, REMAINS UNDER this UNLAWFUL CLOUD!! plaintiff(S), made many attempts to get Regions Bank, to UNDO this UNLAWFUL contract via telephone but to no avail. In conclusion, Given the history of this Vehicle, with plenty of Document Regions, knew or should have known and certainly they knew after: Plaintiff(S) informed ~~THE~~ DEFENDANT(S) REGIONS BANK, that the title was a fraud. and that Plaintiff(S) still had the ORIGINAL TITLE, and still to this day have it in my possession. IN CONCLUSION REGIONS BANK, was given many opportunities to recind the illegal transaction involving this Vehicle, but Defendants, chose instead, to play along with the STATE Actor OF Macon & Montgomery Counties, with the one constant civilian Juanita R. Upshaw, who unfortunately dragged her mother, the late Carolyn Key into this horrible unlawful mess, (May she Rest in Peace See Exhibit "3" also Attached. Alongo Rustin, pro se Jerry R. McRae, Notary, Alongo Rustin, pro se

Com. Expires 2-28-09



*Fraudulent and  
illegal  
Title*

*Region Bank From the Certified  
Exhibit 'A' files of*  
STATE OF ALABAMA  
DEPARTMENT OF REVENUE

*along with*  
DATE : 01/24/97  
TIME : 11:38:45

MOTOR VEHICLE DIVISION: TITLE/TAG SECTION

VIN INQ: \_\_\_\_\_ DUP: \_\_\_\_\_ TITLE#: 20077109

TRANS CODE: 03 ISSUE DATE: 09 24 96 LEGENDS: 71

VEHICLE-- VIN#: 1G4NM14N0NC620001 DUP CODE: \_\_\_\_\_ MAKE: BUIC YEAR: 92  
MODEL: SKYLARK BODY: 2D P.A.T.#: 19651554 CYL: 04 N/U/R/D: U  
PUR DATE: 06 28 96 #LIENS: 1 COLOR: GRN ODOMETER: 0022501

OWNER----- NAME: PATRICK SAMUEL ADD: 1301 AUBURN ST  
CITY: TUSKEGEE ST: AL ZIP: 36083

OPERATOR-- NAME: \_\_\_\_\_ ADD: \_\_\_\_\_  
CITY: \_\_\_\_\_ ST: \_\_\_\_\_ ZIP: \_\_\_\_\_

MAIL TO NAME: \_\_\_\_\_ ADD: \_\_\_\_\_  
ADDRESS--- CITY: \_\_\_\_\_ ST: \_\_\_\_\_ ZIP: \_\_\_\_\_

PATRICK SAMUEL TAG#: YA102 TYPE: HC  
1301 AUBURN ST DECAL#: 00007458 ISS DATE: 07 09 96  
TUSKEGEE AL 36083 MIN: 97 EXP DATE: 06 97

*Merged with Region*

STATE OF ALABAMA  
DEPARTMENT OF REVENUE  
MVR TITLE: LIENHOLDERS

DATE : 01/24/97  
TIME : 11:38:54

TITLE#: 20077109 OWNER: PATRICK SAMUEL

INQUIRY LIEN#: 1 LIEN DATE: 06 28 96  
LIEN NAME: FIRST ALABAMA BANK OF MONTG ADD: P O BOX 511  
HOLDER--- CITY: MONTG ST: AL ZIP: 36101

INQUIRY LIEN#: \_\_\_\_\_ LIEN DATE: \_\_\_\_\_  
LIEN NAME: \_\_\_\_\_ ADD: \_\_\_\_\_  
HOLDER--- CITY: \_\_\_\_\_ ST: \_\_\_\_\_ ZIP: \_\_\_\_\_

INQUIRY LIEN#: \_\_\_\_\_ LIEN DATE: \_\_\_\_\_  
LIEN NAME: \_\_\_\_\_ ADD: \_\_\_\_\_  
HOLDER--- CITY: \_\_\_\_\_ ST: \_\_\_\_\_ ZIP: \_\_\_\_\_

INQUIRY LIEN#: \_\_\_\_\_ LIEN DATE: \_\_\_\_\_  
LIEN NAME: \_\_\_\_\_ ADD: \_\_\_\_\_  
HOLDER--- CITY: \_\_\_\_\_ ST: \_\_\_\_\_ ZIP: \_\_\_\_\_

LAST OF LIENHOLDERS FOR THIS TITLE

*ATTN:*

*Fax . 972-448-6035*

*Exhibit 137*

1.1b

CONTACT VIEW SCREEN

---

Subject: FIRST ALABAMA BANK  
City/State: MONTGOMERY / AL  
Tax ID#:  
Inst Name: FIRST ALABAMA BANK

FIN: CFO: 150  
Cons #: Cons Date: / /  
Recv Date: / /  
Term Date: / /

---

Category: MERGER/NAME CHANGE

Contract: - - -

Asset Mgr: FIRST ALABAMA BANK

Contact:

Address: 44 FIRST ALABAMA PLAZA

Phone: ( ) -

:

FAX: ( ) -

City/St: MONTGOMERY

AL 36101-

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Comments: EST. 01/01/28. CERT # 12368. CHANGED TITLE TO REGIONS BANK IN 1996  
HOME OFFICE IN BIRMINGHAM.

*NOV. 1996*

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Last Update: 08/27/97 By: HERZERJ  
Strike any key when you are finished viewing this screen.



NOTICE

CERTIFICATION

Exhibit C

Montgomery, Alabama

It is hereby certified that this document is a true,  
and correct microfilm copy of a record duly  
recorded in this division. This 24 day of

OFFICIAL: Attest Jan S. Shaw  
Motor Vehicle Division  
Registration Section  
State of Alabama

The owner  
is A LIVE !!!  
the NAME Registered Owner  
is ALONZO AUSTIN

from file  
of  
Alonzo Austin

MVT 5-6  
R-4/89

19651554

STATE OF ALABAMA  
DEPARTMENT OF REVENUE  
MOTOR VEHICLE DIVISION  
P.O. BOX 327640  
MONTGOMERY, AL 36132-7640  
PHONE #(205) 242-9000

TYPE ONLY

TYPE ONLY

AFFIDAVIT FOR ASSIGNMENT OF TITLE  
FOR A VEHICLE WHEN DECEASED OWNER DIES WITHOUT A WILL

The undersigned states that Ruth Lewis who resided  
(Name of Deceased)  
at 1305 MLK Highway, Tuskegee, AL 36083  
Address City State  
36083 Zip Code died on the 26 day of Nov., 1994  
and at the time of death, the deceased was the owner of the following described  
vehicle: Buick, Skylark, 1992, Vehicle Identification  
Make Model Year  
Number 1G4NM14N0NC620001, Title Number 16422187

The undersigned further states that he is one of the heirs of the deceased and  
it is the desire of the said heirs that the vehicle described above be assigned  
and titled in the name of Keever Motor Co.

I certify, under penalty of perjury, that the above information is true and  
correct.

Carolyn Key  
Signature of Next of Kin

May 7, 1996

Date

SUBSCRIBED AND SWORN TO BEFORE ME THIS

7 DAY OF MAY, 1996  
May H. Kuehnford  
Notary Public

My commission expires 6/13, 1998.

NOTE: THIS AFFIDAVIT MUST BE SUBMITTED AS A SUPPORTING DOCUMENT WHEN APPLYING  
FOR A CERTIFICATE OF TITLE FOR A VEHICLE WHEN DECEASED OWNER DIES WITH-  
OUT A WILL.

Executor  
for  
Ruth Lewis  
testating

Forced  
executed  
Document

by  
Probate  
Judge  
member

to  
Circuit  
Judge

Howard F.  
Bryson

now  
they  
have

Keever  
Motor  
Company

in  
valued

Wow !!!  
(they're)  
Get me now

Jan 24, 1997

CERTIFICATE OF SERVICE

I do hereby Certify that I have this day Served a copy of the foregoing Document Upon.

Burr & Forman LLP  
420 North 20<sup>th</sup> Street, Suite 3100  
Birmingham, AL 35203

or ~~By~~ <sup>By</sup> Regions Bank

by depositing same in the United States  
mail with Postage Prepaid this  
the 10<sup>th</sup> Day of April 2007

Alonzo Austin, prose  
by Alonzo Austin, prose  
ALONZO AUSTIN  
1321 River-Carlis Rd.  
Tuskegee, AL 36083  
Ph # (334) 727-5476